



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 5439
Peter POCHLAUER et al. : Docket No. 2001-0331A
Serial No. 09/834,926 : Group Art Unit 1623
Filed April 16, 2001 : Examiner P. Zucker

PROCESS FOR THE PREPARATION OF
OPTICALLY AND CHEMICALLY HIGHLY
PURE (R) - or (S)-a-HYDROXYCARBOXYLIC
ACIDS

RECEIVED
JAN 13 2003
TECH CENTER 1600/2900
#41
1/13/03
J. Zucker
THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS APPLICATION DEPOSIT
ACCOUNT NO. 23-0975

NOTICE OF APPEAL

Assistant Commissioner for Patents,
Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 8, 2002 of the Primary Examiner finally rejecting claims 11 to 14 and 16 to 23.

- (X) A timely response to the final rejection has been filed.
- (X) The extension fee of \$410.00 for a two month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of [X] \$320.00 (other than Small Entity)
[] \$160.00 (Small Entity)
- (X) is enclosed
() is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- () Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
() is enclosed.

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- () has been previously submitted.
- () The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Peter POCHLAUER et al.

By Matthew Jacob
Matthew Jacob
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January 8, 2003